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10
11 **UNITED STATES DISTRICT COURT**
12 **CENTRAL DISTRICT OF CALIFORNIA**

13 ATARI INTERACTIVE, INC.,) Case No. 2:19-CV-0608-CAS (AFMx)

14 Plaintiff,) Hon. Christina A. Snyder

15 v.) **JOINT STIPULATION**
16 HYPERKIN INC.,) **REQUESTING CONTINUANCE OF**
17 Defendant.) **TRIAL AND PRETRIAL**
18) **DEADLINES**

19 Plaintiff Atari Interactive, Inc., by and through its counsel of record, and
20 Defendant Hyperkin, Inc., by through its counsel of record (collectively “the
21 Parties”), hereby stipulate and agree as follows:

1 WHEREAS, on May 13, 2019 the Court ordered that the trial in the above-
2 captioned case be set for July 28, 2020, pretrial conference for June 15, 2020, and
3 last day to file dispositive motions on April 10, 2020;
4

5 WHEREAS, on February 26, 2020, the Court granted the Parties' request to
6 continue the last day to file dispositive motions to April 17, 2020;
7

8 WHEREAS, the Parties have worked diligently to complete discovery and
9 meet the Court's deadlines;

10 WHEREAS, Hyperkin intends to file a motion for summary judgment
11 and/or partial summary judgment;

12 WHEREAS, the Parties believe that to allow ample time to fully cover the
13 facts in this case, an additional week to file their opposition and reply to the
14 motion is necessary;

15 WHEREAS, due to the coronavirus pandemic, the Parties also believe that
16 the motion may not be heard or decided until after pretrial documents are due;

17 WHEREAS, the Parties believe that a three (3) month continuance of the
18 trial and related dates is necessary and desirable to ensure adequate time to have
19 the motion heard and decided, possibly narrowing the issues or clarifying the
20 scope of the lawsuit, before having to engage in trial preparation work;

21 WHEREAS, Plaintiff's counsel have trials in June, August, and September;

22 NOW, THEREFORE, the Parties hereby stipulate, agree, and respectfully

1 request that the Court modify the schedule as follows:

| <u>Deadline</u> | <u>Original Date</u> | <u>New Date</u> |
|--|----------------------|--------------------|
| Last Day to File Dispositive Motions | April 17, 2020 | June 1, 2020 |
| Motions in Limine Due | May 18, 2020 | August 17, 2020 |
| Pretrial Conference/Hearing on Motions in Limine | June 15, 2020 | September 14, 2020 |
| Jury Trial | July 28, 2020 | October 27, 2020 |

12 IT IS SO STIPULATED.

13 Dated: April 8, 2020

14 BROWNE GEORGE ROSS LLP
15 Keith J. Wesley
16 Milin Chun
17 Matthew Venezia

18 By: /s/ Milin Chun
19 Milin Chun

20 Attorneys for Plaintiff
21 ATARI INTERACTIVE, INC.

22 Dated: April 8, 2020

23 The Law Office of Mary Sun

24 By: /s/ Jason Chuan
25 Jason Chuan

26 Attorneys for Defendant
27 HYPERKIN, INC.

Attestation of Concurrence in Filing

Pursuant to L.R. 5-4.3.4(a)(2)(i), I attest that all other signatories listed, and on whose behalf the filing is submitted, concur in the filing's content and have authorized the filing.

Dated: April 8, 2020

/s/ Jason Chuan

Jason Chuan

Attorneys for Defendant
Hyperkin, Inc.

CERTIFICATE OF SERVICE

I am a citizen of the United States of America and I am employed in Arcadia, California. I am over the age of 18 and not a party to the within action. My business address is 128 E. Huntington Drive, Suite B, Arcadia, CA 91006.

On April 8, 2020, I served **JOINT STIPULATION REQUESTING
CONTINUANCE OF TRIAL AND PRETRIAL DEADLINES** on counsel for
Atari Interactive, Inc. via ECF.

I declare that I am employed in the office of a member of the bar of this Court at whose direction the service was made. I declare under penalty of perjury under the laws of the United States of America that the above is true and correct. Executed on April 8, 2020, at Arcadia, California.

/s/ Jason Chuan
Jason Chuan